

**UNITED STATES DISTRICT COURT
MIDDLE DISTRICT OF TENNESSEE
NASHVILLE DIVISION**

ADAMS & BOYLE, P.C.,

Plaintiff,

v.

HERBERT H. SLATERY III, et al.,

Defendants.

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**Docket No. 3:15-cv-0705
Judge Friedman / Frensley**

**DEFENDANTS' MOTION TO DELETE AND REPLACE PREVIOUSLY FILED
DOCKET ENTRIES 197-1, 197-5, AND 204-2,
WITH PROPERLY REDACTED DOCUMENTS**

On August 21, 2019, the parties entered a Joint Stipulation regarding the unavailability of Dr. Wesley F. Adams, Jr. to testify at and attend trial and agreed that Dr. Adams' deposition testimony and exhibits will be admissible at trial in lieu of his live testimony, subject to specific objections. (D.E. 190.) Defendants timely filed their designation of Dr. Adams' deposition testimony, however it was not properly redacted. (See D.E. 197 & 197-1.) The parties have also agreed that some of the redacted information, which is also set out in Dr. Adams' deposition exhibit No. 5 (D.E. 197-5), regarding the number of abortions performed at Adams & Boyle, P.C. Tennessee facilities does not need to be redacted or filed under seal. To protect privacy, (1) Defendants respectfully request that the exhibit (D.E. 197-1) be withdrawn from the record and replaced with the properly redacted deposition designations, which are submitted as the first attachment with this motion. (Defendants' designations are highlighted in pink and Plaintiffs' designations are highlighted in yellow.) (2) Defendants respectfully request that the second

attachment, Dr. Adams' deposition exhibit No. 5, be substituted for D.E. 197-5. (3) Defendants further respectfully request that the third attachment, Plaintiff Adams & Boyle, P. C.'s Objections and Responses to Defendant Tenn. Dept. of Health and Board of Medical Examiners' First Set of Interrogatories, (which includes the previously redacted information regarding the numbers of abortions performed) be substituted for D.E. 204-2.

Respectfully submitted,

HERBERT H. SLATERY III
Attorney General and Reporter

s/Steven A. Hart

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CERTIFICATE OF SERVICE

I hereby certify that a true and correct copy of the foregoing Notice has been served on the following counsel of record through the Electronic Filing System on this 30th day of September, 2019:

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